



**UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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09/725,030 11/29/00 DAVIS

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EXAMINER

HM12/0921

CYTOSKELETON INC.
C/O ASHLEY DAVIS
1830 S. ACOMA ST.
DENVER CO 80223

LUKTON, D

ART UNIT

PAPER NUMBER

1653

DATE MAILED:

09/21/01

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

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SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
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09/725030

EXAMINER

ART UNIT	PAPER NUMBER
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DATE MAILED:

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Please find below a communication from the EXAMINER in charge of this application.

Commissioner of Patents

Please see the attached sheet regarding applicants' response to the restriction requirement.

Applicants' letter filed 8/17/01 (paper No. 5) is acknowledged. However, this letter is non-responsive to the restriction requirement mailed 7/20/01. Applicants' response is deficient in two respects: (a) it does not identify a Group number, i.e., I, II, or III, and (b) applicants have not elected a specie that falls within the scope of the elected group. Moreover, confusion is generated because applicants have informally requested a change in both the claim numbers and the claim wording. However, no claim has been amended, since no proper amendment has been submitted. Accordingly, the originally filed claims 1-7 are the only ones pending at this time.

Applicants are held to be non-responsive at this time. The time period for response (one month) is reset pursuant to this Office action. Election of one of Groups I, II or III is required, along with a "specie" that is encompassed by the elected group. Failure to comply with the restriction requirement will result in abandonment of the application.

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to David Lukton. Phone: (703) 308-3213.

An inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 308-0196.


DAVID LUKTON
PATENT EXAMINER
GROUP 1800